

# PRESS RELEASE

June 23, 2006

**RE: UNITED STATES v. TYLER JAY HALPERYN a/k/a JAY HALPERYN, a/k/a JAY T. HALPERYN, a/k/a TYLER HALPERYN**

United States Attorney Terrance P. Flynn announced today a three-count Indictment, charging TYLER JAY HALPERYN a/k/a JAY HALPERYN, a/k/a JAY T. HALPERYN, a/k/a TYLER HALPERYN, age 59, formerly of Pittsford, New York, with two counts of loan application fraud in violation of Title 18, United States Code, Section 1014 carrying a maximum penalty of 30 years imprisonment, a fine of \$1,000,000, or both; and one count of bankruptcy fraud in violation of Title 18, United States Code, Section 152(3) carrying a maximum penalty of 5 years imprisonment, a fine of \$250,000, or both. It should be noted that the fact that a defendant has been charged with a crime . . . is merely an accusation and the defendant is presumed innocent until and unless proven guilty. (**Disciplinary Rule 7-107(B)(6)**).

Assistant U.S. Attorney Tiffany H. Lee stated that the Indictment charges defendant with making false representations on two separate loan applications for the purposes of influencing the actions of financial institutions the accounts of which are insured by the Federal Deposit Insurance Corporation and the Small Business Administration. In addition, the indictment

alleges that in February 2004, the defendant filed a petition for bankruptcy. In his bankruptcy petition, the defendant declared under penalty of perjury that all of the information contained therein was true and accurate, when in truth and in fact, the documentation submitted by defendant conceded various business interests he had. Between October and December 1998, Halpern applied for and received a KeyBank/Small Business Administration loan in excess of \$1.5 million dollars. In applying for the loan, he submitted false maternal information. Later, between February and April 2000, the defendant applied for and received a Fleet Bank/Small Business Administration loan in the approximate amount of \$100,000. In applying for that loan, the defendant again submitted false information.

The Indictment was the culmination of an investigation on the part of the Federal Bureau of Investigation, under the direction of Laurie J. Bennett.

The evidence was presented to the Grand Jury by Tiffany H. Lee, Assistant United States Attorney, who will handle the trial of the case.